

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

---

RONALD M. GONDA,	: CIVIL ACTION NO. 00-2286
	:
Plaintiff,	:
	:
	:
v.	: CHIEF JUDGE AMBROSE
	:
METROPOLITAN LIFE INSURANCE COMPANY AND WILLIAM GERALD FRIEDT, JR.,	:
	:
Defendants	:

---

**METROPOLITAN LIFE INSURANCE COMPANY'S AND WILLIAM GERALD  
FRIEDT, JR.'S MOTION IN LIMINE TO BIFURCATE PLAINTIFF'S CLAIM FOR  
PUNITIVE DAMAGES**

Metropolitan Life Insurance Company (“MetLife”) and William Gerald Friedt, Jr. hereby submit the following Motion in Limine to Bifurcate Plaintiff’s Claim for Punitive Damages:

1. Plaintiff has made a claim for punitive damages.
2. Plaintiff’s claim for punitive damages should be bifurcated for the reasons

set forth in detail in Defendant’s Brief in Support of its Motion to In Limine to Exclude Plaintiff’s Claim for Punitive Damages, which is incorporated by reference.<sup>1</sup>

**WHEREFORE**, Defendants respectfully request that this Court grant Metropolitan Life Insurance Company and William Gerald Friedt, Jr.’s Motion in Limine to Bifurcate Plaintiff’s Claim for Punitive Damages.

Respectfully Submitted,

s/ B. John Pendleton, Jr.

---



---

<sup>1</sup> In support of the arguments set forth in detail in Defendants’ Brief in Support of its Motion to In Limine to Bifurcate Plaintiff’s Claim for Punitive Damages, Defendants enclose Ex. A, Maleski v. Metropolitan Life Ins. Co., A.D. No. 95-10451, Memo. Op. and Order of Court (C.C.P. Butler Cty. April 6, 2004).

B. John Pendleton, Jr.  
McCARTER & ENGLISH, LLP  
Four Gateway Center  
100 Mulberry Street  
Newark, NJ 07102  
(973) 622-4444

Attorneys for Defendants  
Metropolitan Life Insurance Company  
and William Gerald Friedt, Jr.

Dated: June 19, 2006

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing document was served via the electronic case filing system, on this 19th day of June, 2006 on the following counsel of record:

Kenneth R. Behrend, Esq.  
Behrend and Ernsberger, P.C.  
Union National Bank Building  
306 Fourth Avenue, Suite 300  
Pittsburgh, PA 15222

s/ B. John Pendleton, Jr.